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TO: \_\_\_\_\_

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FAX: 3123214299

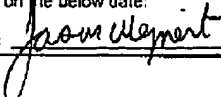
TEL: 3123214200

COMMENT:



**CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence, totaling 92 pages including rected attachments, is being facsimile transmitted to the United States Patent and Trademark Office at facsimile no.: 571-273-8300 on the below date:

Date: December 21, 2005 Name: Jason M. Wejnert (Reg. No. 55,722) Signature: 

**BRINKS  
HOFER  
GILSON  
& LIONE**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Appln. of: **Busam et al.**  
 Appln. No.: **09/955,665**  
 Filed: **September 19, 2001**  
 For: **Device-to-Device Network**

Examiner: **Tran, Nghi V.**  
 Art Unit: **2151**

Attorney Docket No: **11336/1166 (P00108US)**

Mail Stop AF  
 Commissioner for Patents  
 P. O. Box 1450  
 Alexandria, VA 22313-1450

**TRANSMITTAL**

**Attached is/are:**

- ☒ Transmittal; and Amendment and Response to Office Action  
☐ Return Receipt Postcard

**Fee calculation:**

- ☒ No additional fee is required.  
☐ Small Entity.  
☐ An extension fee in an amount of \$\_\_\_\_\_ for a \_\_\_\_\_-month extension of time under 37 C.F.R. § 1.136(a).  
☐ A petition or processing fee in an amount of \$\_\_\_\_\_ under 37 C.F.R. § 1.17(\_\_\_\_).  
☐ An additional filing fee has been calculated as shown below:

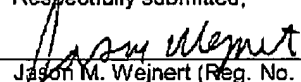
					Small Entity			Not a Small Entity	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Add'l Fee	or	Rate	Add'l Fee
Total		Minus			x \$25=			x \$50=	
Indep.	✓	Minus			x 100=			x \$200=	
First Presentation of Multiple Dep. Claim					+\$180=			+\$360=	
					Total	\$		Total	\$

**Fee payment:**

- ☐ A check in the amount of \$\_\_\_\_\_ is enclosed.  
☐ Please charge Deposit Account No. 23-1925 in the amount of \$\_\_\_\_\_. A copy of this Transmittal is enclosed for this purpose.  
☐ Payment by credit card in the amount of \$\_\_\_\_\_ (Form PTO-2038 is attached).  
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

12/21/05  
 Date December 21, 2005

  
 Jason M. Wejnert (Reg. No. 55,722)

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**DEC 21 2005**

Client Matter No. 11336/1166  
(P00108US)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Busam et al

Serial No.: 09/955,665

Filing Date: September 19, 2001

For: Device-to-Device Network

Group Art Unit: 2151

Examiner: Tran, Nghi V.

**AMENDMENT AND RESPONSE TO OFFICE ACTION**

Mail Stop: AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313, 1450

Dear Sir:

Following the Office Action mailed on September 21, 2005 for the above-referenced patent application, Assignee submits this Amendment and Response to Office Action for the above-referenced patent application.

In view of this Response to the Office Action, Assignee respectfully requests the Examiner to withdraw the rejections and grant allowance of this Application.

**The amendment to the Claims begins on page 2.**

**The remarks responding to the office action begin on page 22.**